

In the Court of Appeals of the State of Alaska

David Middleton,

Appellant,

v.

State of Alaska,

Appellee.

Court of Appeals No. **A-13173**

Order

Date of Order: **4/20/2021**

Trial Court Case No. **3AN-17-09317CI**

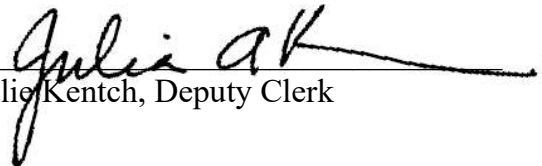
This appeal was stayed, and the case was remanded to the superior court to determine whether there are new facts that change its decision in this case and whether these new facts raise new legal issues. If, based on the additional facts, the superior court found new issues, the court was to allow the parties to address them. The superior court had until April 19, 2021 to complete the remand proceedings.

On April 19, the superior court filed a status report explaining that the parties have litigated a new legal issue, and that the court is currently awaiting the Appellant's reply brief, which is due April 26, 2021. The superior court asked this Court whether it should return jurisdiction to this Court now, or whether it should wait until the reply brief is received and the court has issued its findings and legal conclusions before returning jurisdiction to this Court.

This Court concludes that an extension of time is necessary to allow the superior court to complete the remand proceedings. The superior court's decision with its findings and legal conclusions is due on or before **May 3, 2021**. The stay in this case is extended to May 3, 2021.

Entered under the authority of Chief Judge Allard.

Clerk of the Appellate Courts


Julie Kentch, Deputy Clerk

cc: Court of Appeals Judges
Judge Crosby
Central Staff

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